IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

WP(C).No. 32464 of 2006(M)

PETITIONER:

ANIL MATHEW,
KURUTTUPARAMBIL HOUSE,
OLAMATTOM, THODUPUZHA P.O., IDUKKI.

BY ADV. SRI.DILIP MOHAN

RESPONDENTS:

1. **THE CHIEF ENGINEER (ADMINISTRATION),**
   IRRIGATION DEPARTMENT, THIRUVANANTHAPURAM.
2. **THE MANAGING DIRECTOR,**
   KERALA WATER AUTHORITY,
   THIRUVANANTHAPURAM.
3. **THE DIRECTOR,**
   EMPLOYMENT AND TRAINING, THIRUVANANTHAPURAM.
4. **THE DIRECTOR OF TECHNICAL EDUCATION,**
   THIRUVANANTHAPURAM.
5. **THE DIRECTOR,**
   SOIL CONSERVATION DEPARTMENT,
   THIRUVANANTHAPURAM.
6. **THE DIRECTOR OF DIARY DEVELOPMENT,**
   PATTOM PALACE, THIRUVANANTHAPURAM.
7. **THE COMMISSIONER,**
   RURAL DEVELOPMENT DEPARTMENT,
   THIRUVANANTHAPURAM.
8. **THE DIRECTOR,**
   SCHEDULED CASTE DEVELOPMENT DEPARTMENT,
   THIRUVANANTHAPURAM.
9. **THE DIRECTOR,**
   VOCATIONAL HIGHER SECONDARY EDUCATION,
   THIRUVANANTHAPURAM.
10. **THE COMMISSIONER OF CIVIL SUPPLIES,**
    CIVIL SUPPLIES DEPARTMENT, THIRUVANANTHAPURAM.

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11. THE LABOUR COMMISSIONER,
OFFICE OF THE LABOUR COMMISSIONER,
HOUSING BOARD COLONY, CHENKALCHOOLA,
THIRUVANANTHAPURAM.

12. THE DIRECTOR OF HIGHER SECONDARY
EDUCATION, THIRUVANANTHAPURAM.

13. THE DISTRICT REGISTRAR,
REGISTRATION DEPARTMENT,
THIRUVANANTHAPURAM.

14. THE CONTROLLER, LEGAL METROLOGY,
VIKAS BHAVAN, THIRUVANANTHAPURAM.

15. THE TRANSPORT COMMISSIONER,
TRANSPORT BHAVAN, EAST FORT THIRUVANANTHAPURAM.

16. THE JOINT REGISTRAR OF CO-OPERATIVE
SOCITIES, KATTAPPANA, IDUKKI.

17. THE DEPUTY COMMISSIONER OF COMMERCIAL
TAXES, DEPARTMENT OF TAX, KATTAPPANA, IDUKKI.

18. THE JOINT DIRECTOR, ANIMAL HUSBANDRY
DEPARTMENT, ANIMAL HUSBANDRY OFFICR,
THODUPUZHA.

19. THE DIST. TREASURY OFFICER,
DIST. TREASURY, CIVIL STATION, THODUPUZHA.

20. THE PRINCIPAL DISTRICT JUDGE,
THODUPUZHA.

21. THE DISTRICT MEDICAL OFFICER (HEALTH),
DMO OFFICE, PAINAVU, IDUKKI.

22. THE DISTRICT MEDICAL OFFICER (HOMEO),
THODUPUZHA.

23. THE DISTRICT MEDICAL OFFICER(ISM),
H.P.O. ROAD, PAINAVU.

24. THE DISTRICT OFFICER,
KERALA PUBLIC SERVICE COMMISSION, IDUKKI.

25. THE PUBLIC SERVICE COMMISSION,
REP.BY ITS SECRETARY, PATTOM,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. P. NANDAKUMAR
BY ADV. SRI. P.C. SASIDHARAN, SC, KPSC for R24 & R25
SRI.R.LAKSHMI NARAYAN, SC, CIVIL SUPPLIES CORPN.
SRI.JOHNSON P.JOHN, SC, KSRTC
SRI.KRISHNAKUMAR, SC, KWA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE JUDGMENT IN WPC.NO.36401/05 DTD. 15/09/06.**

EXT.P2: **COPY OF THE REPRESENTATION FILED BEFORE CHAIRMAN PUBLIC SERVICE COMMISSION DTD. NIL.**

/TRUE COPY/

KSS

K.K.DENESAN, J.

WP(C)No. 32464 OF 2006

Dated this the 26th March, 2007.

JUDGMENT

Petitioner is the President of an association called PSC Last Grade Rank Holders Association. Rank list published by the PSC for appointment to the post of Last Grade Servants expired on 23.9.2006. The reliefs prayed for in this writ petition are as follows:-

> 1) To call for the records leading to this case and peruse the same.
>
> 2) Issue a writ of mandamus or any other appropriate writ, direction or order, directing the PSC to extend the period of the rank list dated 24.9.2003 for the post of Last Grade Servants in various departments for a further period of three months.
>
> 3) Direct the respondents to report the vacancies in existence within a fixed time limit.
>
> 4) Grant such other further reliefs that this Hon'ble Court may deem fit and proper in the facts and circumstances of the case."

2. Since the rank list has already expired, the prayer to extend the period cannot be granted. A Division Bench of this Court has held that once the rank list expires neither the PSC nor the Government has the power to extend the validity period. If period is extended after the expiry of the list, it will be revival of the list, for which none has power under the Rules. That being the legal

position explained by the Division Bench, the reliefs prayed for cannot be granted. Writ petition is therefore dismissed.

K.K.DENESAN
Judge

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